

**BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF OREGON
for the
OREGON DEPARTMENT OF EDUCATION**

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|-------------------------------|---|---------------------------------|
| IN THE MATTER OF:THE |) | FINAL ORDER OF DISMISSAL |
| EDUCATION OF |) | |
| |) | OAH Case No. 2023-ABC-05892 |
| AG AND PORTLAND SCHOOL |) | Agency Case No. DP 23-103 |
| DISTRICT 1J |) | |
| |) | |

FINDINGS OF FACT

(1) On March 23, 2023, Attorney Chris Shank filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Parent and Student.

(2) On March 24, 2023, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Administrative Law Judge (ALJ) C. Meerdink to preside over the hearing in this matter.

(3) On May 5, 2023, Ms. Shank notified the OAH that they wished to withdraw the hearing request based on resolution of all issues in the due process complaint.

ORDER

The request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

C. Meerdink
Administrative Law Judge
Office of Administrative Hearings

APPEAL PROCEDURE

NOTICE TO ALL PARTIES: If you are dissatisfied with this Order you may, within 90 days after the mailing date on this Order, commence a nonjury civil action in any state court of competent jurisdiction, ORS 343.175, or in the United States District Court, 20 U.S.C. § 1415(i)(2). Failure to request review within the time allowed will result in **LOSS OF YOUR RIGHT TO APPEAL FROM THIS ORDER.**

SERVICEMEMBERS' CIVIL RELIEF ACT

Unless otherwise stated in this order, the Office of Administrative Hearings (OAH) has no reason to believe that a party to this proceeding is subject to the Servicemembers' Civil Relief Act (SCRA). If a party to this proceeding is a servicemember who did not appear for the hearing, within the servicemember's period of service, or 90 days after their termination of service, that party should immediately contact the agency to address any rights they may have under the SCRA.